

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA

STATE OF MISSOURI, *et al.*,

*Plaintiffs,*

v.

DONALD J. TRUMP., in his official capacity as  
President of the United States of America, *et al.*,

*Defendants.*

No. 22-cv-1213

*Consolidated with No. 23-cv-381*

Judge Terry A. Doughty  
Mag. Judge Kayla D. McClusky

**CONSENT MOTION FOR FURTHER THREE-MONTH STAY OF ALL DEADLINES**

Defendants respectfully move for a three-month stay of all deadlines in *Children's Health Defense v. Trump*, 3:23-cv-381 ("*Children's Health Defense*").<sup>1</sup> This stay would extend by three months the deadline for Defendants' response to the *Children's Health Defense* Plaintiffs' briefing confined to the issue of Article III mootness set forth in this Court's March 26, 2025 Order, ECF No. 76. In particular, Defendants seek to extend, to October 29, 2025, the deadline, currently set for July 29, 2025, for their submission describing their position regarding the effect of the executive order on this action. Good cause supports this request:

1. As explained in Defendants' Notice filed in the consolidation action *Missouri v. Trump*, No. 22-cv-1213 ("*Missouri*"), ECF No. 425, on January 20, 2025, the President issued Executive Order 14149, "Restoring Freedom of Speech and Ending Federal Censorship," 90 Fed. Reg. 8,243 (Jan. 20, 2025) (the "EO"), which reflects the position of the United States and provides that, among other things, "[n]o Federal department, agency, entity, officer, employee, or agent may act or use any Federal resources in a manner contrary to" § 2 of the EO, which provides in turn, among other things, in § 2(c), that "[i]t is the policy of the United States" to "ensure that no taxpayer

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<sup>1</sup> Defendants refer to the instant action as *Children's Health Defense* following Plaintiff Robert F. Kennedy's withdrawal from the case. See ECF Nos. 72 & 74.

resources are used to engage in or facilitate any conduct that would unconstitutionally abridge the free speech of any American citizen.” Additionally, § 3(b) of that EO directs the Attorney General, “in consultation with the heads of executive departments and agencies,” to “investigate the activities of the Federal Government over the last 4 years that are inconsistent with the purposes and policies of this order and prepare a report to be submitted to the President . . . with recommendations for appropriate remedial actions to be taken based on the findings of the report.”

2. In light of the EO, Defendants sought by consent motion a 60-day extension of the deadline for their response to the *Children’s Health Defense* Plaintiffs’ briefing confined to the issue of Article III mootness. *See* ECF No. 70. This Court granted that motion in its February 18, 2025 Order. *See* ECF No. 73.

3. Defendants then sought by consent motion a three-month stay of the deadlines for their response to the *Children’s Health Defense* Plaintiffs’ briefing confined to the issue of Article III mootness. *See* ECF No. 75. The Court granted that motion in its March 26, 2025 Order. *See* ECF No. 76.

4. Because the Attorney General’s report has not yet been submitted and because the parties are now engaged in settlement discussions that may resolve this action without further submissions, Defendants seek to extend by three months the deadline for their (if any submission will be necessary) on the EO. The requested extensions will provide more time for the Attorney General to complete her investigation and report prior to Defendants’ submission, and provide the parties more time to attempt to resolve this action. Additionally, the extension will ensure that this action remains aligned with the consolidated action in *Missouri*, as this Court recently granted a similar three-month stay in that action, *see Missouri*, ECF No. 448.

5. Undersigned counsel contacted counsel for Plaintiffs regarding the relief sought in this motion. Counsel for Plaintiffs consent to the requested relief.

6. Accordingly, Defendants respectfully request that this Court stay all deadlines in this action for three months. A proposed order is attached.

Dated: July 8, 2025

Respectfully submitted,

BRETT A. SHUMATE  
Assistant Attorney General, Civil Division

JOSEPH E. BORSON  
Assistant Director, Federal Programs Branch

/s/ Alexander W. Resar  
INDRANEEL SUR (D.C. Bar No. 978017)  
Senior Counsel  
ALEXANDER W. RESAR (N.Y. Bar No. 5636337)  
Trial Attorney  
U.S. Department of Justice  
Civil Division, Federal Programs Branch  
1100 L Street, NW, Washington D.C. 20005  
Tel: (202) 616-8188  
alexander.w.resar@usdoj.gov

*Attorneys for Defendants*